

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

BRYAN A. THOMAS,

Petitioner,

Case Number: 5:06-CV-13707

v.

HON. JOHN CORBETT O'MEARA

C. EICHENLAUB,

Respondent.

---

**ORDER DENYING PETITIONER'S MOTION FOR APPOINTMENT OF COUNSEL**

Petitioner Bryan A. Thomas has filed a *pro se* petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2241, alleging that he is incarcerated in violation of his constitutional rights. Before the Court is Petitioner's Motion for Appointment of Counsel.

There exists no constitutional right to the appointment of counsel in civil cases, and the court has broad discretion in determining whether counsel should be appointed. Childs v. Pellegrin, 822 F.2d 1382, 1384 (6<sup>th</sup> Cir. 1987) (“[A]ppointment of counsel in a civil case is . . . a matter within the discretion of the court. It is a privilege and not a right.”) (internal quotation omitted). A habeas petitioner may obtain representation at any stage of the case “[w]henver the United States magistrate or the court determines that the interests of justice so require.” 18 U.S.C. § 3006A(a)(2)(B). In the instant case, the Court determines after careful consideration that the interests of justice do not require appointment of counsel.

Accordingly, **IT IS ORDERED** that Petitioner's Motion for Appointment of Counsel is **DENIED**.

s/John Corbett O'Meara  
UNITED STATES DISTRICT JUDGE

Dated: February 21, 2007

I hereby certify that a copy of the foregoing document was served upon the parties of record on this date, February 21, 2007, by electronic or ordinary mail.

s/William Barkholz  
Case Manager